

U.S. Department of Justice  
United States Marshals Service

PROCESS RECEIPT AND RETURN

DOC NO "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF  
Jack Albert Svoke

2021 MAR -2 PM 3: 32

COURT CASE NUMBER  
20-cv-620-jdp

DEFENDANT  
Dr. Eveloch et al

PETER OPPENEER

TYPE OF PROCESS  
CIVIL, summons and complaint

SERVE  
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

RN Alexis

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

Marathon County Jail, 500 Forest St., Wausau, WI 54403

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

Jack Albert Svoke, 371633  
Jackson Correctional Institution  
N6500 Haipek Rd.  
Black River Falls, WI 54615

Number of process to be  
served with this Form 285

1

Number of parties to be  
served in this case

4

Check for service  
on U.S.A.

No

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available for Service):

Fold

RN Alexis was employed by the Marathon County Jail in December 2019.

USMS WESTERN WISCONSIN

2021 JAN 28 PM 3: 19

RECEIVED-MADISON

Fold

Signature of Attorney other Originator requesting service on behalf of:

☒ PLAINTIFF

☐ DEFENDANT

TELEPHONE NUMBER

608-261-5710

DATE

1/28/21

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total  
number of process indicated.  
(Sign only for USM 285 if more  
than one USM 285 is submitted)

Total Process

1

District of  
Origin

No. 90

District to  
Serve

No. 90

Signature of Authorized USMS Deputy or Clerk

Date

01/28/21

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion  
then residing in defendant's usual place  
of abode

Address (complete only different than shown above)

Date

03/02/21

Time

☐ am  
☐ pm

Signature of U.S. Marshal or Deputy

OK

Service Fee

Total Mileage Charges  
including endeavors)

Forwarding Fee

Total Charges

Advance Deposits

Amount owed to U.S. Marshal\* or  
(Amount of Refund\*)

\$0.00

REMARKS:

Rec'd signed waiver

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

## UNITED STATES DISTRICT COURT

for the

Western District of Wisconsin

Jack Albert Svoke*Plaintiff*

v.

Dr. Eveloch et al*Defendant*

Civil Action No. 20-CV-620

## WAIVER OF THE SERVICE OF SUMMONS

To: \_\_\_\_\_  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 02/02/2021, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 3/2/2021Alexis Miramontes*Printed name of party waiving service of summons*Alexis Miramontes*Signature of the attorney or unrepresented party*Alexis Miramontes*Printed name*209 S 46th Ave Wausau WI*Address*Alexis.Miramontes@Co.Marathon.*E-mail address*WI. US715 437 0503*Telephone number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.